

Issued by the  
UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF MARYLAND

SUBPOENA IN A CIVIL CASE

Plaintiffs  
Michael Hackley, et al.

vs.  
Defendants  
LVI, X, Inc., et al.

Case Number: JRM 02 CV 3363

(To: Custodian of Records  
Chevy Chase Bank  
6200 Chevy Chase Drive  
Lanham, MD 20707

1. YOU ARE COMMANDED to appear in the United States District Court at the place, date, and time specified below  
to testify in the above case.

DATE OF DEPOSITION

DATE AND TIME

2. YOU ARE COMMANDED to appear at the place, date, and time specified below to testify at the taking of a deposition  
in the above case.

DATE OF DEPOSITION

DATE AND TIME

3. YOU ARE COMMANDED to produce and permit inspection and copying of the following documents or objects in  
your care, and those specified below (see documents or objects):

See Exhibit A attached hereto and incorporated herein.

1.02

Christopher M. Johnson, Esq., 18061 Highstream Drive, Germantown, MD 20874

DATE AND TIME: June 27th, 2003  
TIME: 2:00 PM

REMARKS

4. YOU ARE COMMANDED to permit inspection of the following processes at the date and time specified below:

DATE AND TIME

Any organization not a party to this suit that is subpoenaed for the taking of a deposition shall designate one or more officers,  
freight, or managing agents, or other persons who consent to testify on its behalf, and may not bring its own attorney.  
to matters on which the person will testify. (Federal Rules of Civil Procedure, 30(b)(6)).

5. YOU ARE COMMANDED to appear at the place, date, and time specified below to testify at the taking of a deposition.

Attorneys for Defendant: June 12th, 2003  
LVI, X, Inc., John Lee, Jr.

6. YOU ARE COMMANDED to appear at the place, date, and time specified below to testify at the taking of a deposition.

Christopher M. Johnson, Esq., 18061 Highstream Drive, Germantown, MD 20874  
301-672-0500

Form 100-1 (Rev. 10/97) (This form is not to be used for a deposition.)

This subpoena is being filed in the case of LVI, X, Inc., et al., Case No. JRM 02 CV 3363.

(1) A party, or an attorney responsible for the issuance and service of a subpoena that takes reasonable steps to avoid intrusion and undue expense on a person subject to the subpoena, shall take reasonable steps to avoid intrusion and undue expense on a person subject to the subpoena. The court or the party in advance may, by agreement or stipulation, modify the subpoena to require the person to produce documents or information in person, except that a subpoena shall not require a person to produce documents or information in person if the person is a party or a party's attorney, or if the person is a party or a party's attorney and the subpoena is for the production of documents or information in person.

(2) (A) On timely motion, the court by which a subpoena was issued shall modify or vacate the subpoena if it

(B) Subject to paragraph (d) (2) of this rule, a person commanded to produce and permit inspection and copying of designated books, papers, documents or tangible things, or inspection of a place or premises, shall take reasonable steps to avoid intrusion and undue expense on a person subject to the subpoena. The court or the party in advance may, by agreement or stipulation, modify the subpoena to require the person to produce documents or information in person, except that a subpoena shall not require a person to produce documents or information in person if the person is a party or a party's attorney, or if the person is a party or a party's attorney and the subpoena is for the production of documents or information in person.

(3) (A) A person commanded to produce and permit inspection and copying of designated books, papers, documents or tangible things, or inspection of a place or premises, shall take reasonable steps to avoid intrusion and undue expense on a person subject to the subpoena. The court or the party in advance may, by agreement or stipulation, modify the subpoena to require the person to produce documents or information in person, except that a subpoena shall not require a person to produce documents or information in person if the person is a party or a party's attorney, or if the person is a party or a party's attorney and the subpoena is for the production of documents or information in person.

(4) A party, or an attorney responsible for the issuance and service of a subpoena that takes reasonable steps to avoid intrusion and undue expense on a person subject to the subpoena, shall take reasonable steps to avoid intrusion and undue expense on a person subject to the subpoena. The court or the party in advance may, by agreement or stipulation, modify the subpoena to require the person to produce documents or information in person, except that a subpoena shall not require a person to produce documents or information in person if the person is a party or a party's attorney, or if the person is a party or a party's attorney and the subpoena is for the production of documents or information in person.

PRODUCTION OF PERSONS SUBJECT TO SUBPOENAS

Rule 47, Federal Rules of Civil Procedure, Parts C & D

(1) When information subject to a subpoena is withheld on a claim that it is privileged or subject to a protection or other exclusion, the court shall protect the information from disclosure. The court shall protect the information from disclosure if the information is withheld on a claim that it is privileged or subject to a protection or other exclusion, the court shall protect the information from disclosure.

(2) A person responding to a subpoena to produce documents shall produce them in accordance with the categories in the demand.

PRODUCTION OF INFORMATION

(1) A party, or an attorney responsible for the issuance and service of a subpoena that takes reasonable steps to avoid intrusion and undue expense on a person subject to the subpoena, shall take reasonable steps to avoid intrusion and undue expense on a person subject to the subpoena. The court or the party in advance may, by agreement or stipulation, modify the subpoena to require the person to produce documents or information in person, except that a subpoena shall not require a person to produce documents or information in person if the person is a party or a party's attorney, or if the person is a party or a party's attorney and the subpoena is for the production of documents or information in person.

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I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Proof of Service is true and correct.

DECLARATION OF SERVER

TITLE

SERVED BY (PRINT NAME)

MANDATE OF SERVER

SERVED ON (PRINT NAME)

SERVED

PROOF OF SERVICE

PLACE

DATE

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF MARYLAND

MICHAEL HACKETT, et al.

Plaintiffs

vs.

ELI L. LILLY, et al.

Defendants

CASE NO. JFM 02-CV 3363

NOTICE OF DEPOSITION

PLEASE TAKE NOTICE that on 06-23-2003, at 9:00 p.m. in the Law Office of Christopher M. Johns, Esq., 18961 Physicians Drive, Gaithersburg, MD 20878, (Gaithersburg, LVA, X, Inc., John Lee, and Jeff Wynn, will appear and examination into the deposition pursuant to Federal Rules of Civil Procedure, before a Notary Public, or some other officer authorized by law, to continue from day to day until complete of the following persons, "Custodian of Records, (Heavy Chase Bank, 6700 Chevy Chase Drive, Laurel, MD 20707. The deposed will appear and produce all documents requested in Exhibit A, attached hereto and incorporated herein. NOTE: IT IS NOT NECESSARY FOR THE CUSTODIAN OF RECORDS TO APPEAR FOR THE ABOVE NOTED DEPOSITION PROVIDED THAT A PHOTOGRAPH OF THE REQUESTED WITNESS IS PROVIDED AT THE OFFICE FOR PICKUP, ALONG WITH A CERTIFICATION THAT NO DOCUMENTS HAVE BEEN WITHHELD OR A LISTING OF THE TYPE OF DOCUMENTS WITHHELD AND THE REASON THEREFOR FOR WITHHOLDING THE SAME.

Respectfully submitted,

Christopher M. Johns, Esq., Bar# 15677

P.O. Box 975, Laurel, MD 20707

Phone: 301-674-6900, FAX: 301-540-5901

05-1682003 Hand Delivered

Section 1-301 (F-RULE) OF SERVICE

LIBRARY CERTIFY that on 06-18-03, I mailed a copy of the foregoing paper to be mailed to Deborah Westcott, attorney for person whose records are sought, 10 N. Calvert St., #153, Baltimore, MD 21202 and reference Michael, 1711 Court Ave., N.W., #1257, Washington, D.C. 20036.

Christopher M. Johns, Esq., Bar# 15677

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF MARYLAND

MICHAEL JACKLEY, et al.

Plaintiffs

vs.  
LVX, INC., et al.

Defendants

CASE NO. JFM 02-CV-3363

NOTICE OF DEPOSITION SCHEDULE

Documents Requested from each of the following checking accounts:

- (a) Account number 064373909;
- (b) Robert Michael Jackley, R. Michael Jackley, or Michael Jackley (ssn 512-213-3612);
- (c) Michael Jackley Architects and
- (d) Michael Jackley Architects, P.C.

1. For any date during 1993, 1997, 2001, 2002, 2003, 1994, and 1998, each and every check and deposit slip that contains any of the following names or initials any where on the check or deposit slip:

- (a) "Chall";
- (b) "McKinney";
- (c) "GUP";
- (d) "LVX";
- (e) "John Lee";

2. For the year 2002, the name of any telephone company (local, long distance, or cellular) or that contains an indication on the check that it is payment for local, long distance, and/or cellular telephone service.

Respectfully submitted,

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Christopher M. Johns, Esq.  
P.O. Box 975, Laurel, MD 20707  
Telephone: 301-674-6900  
Facsimile: 301-540-5901  
Bar No. 15677